

DAE/4 #26

**CONTINUED PROSECUTION PATENT**  
**APPLICATION TRANSMITTAL**  
(for Continued Prosecution Applications  
under 37 C.F.R. §1.53(d))



Attorney Docket No. 7483/73068

First Named Inventor: RUBIN, Alan  
Total Pages: 4

**REQUEST FOR CONTINUED PROSECUTION APPLICATION (CPA)**  
**UNDER 37 C.F.R. §1.53(d)**

Box CPA )  
Commissioner of Patents and Trademarks )  
ATTENTION: Assistant Commissioner )  
for Patents )  
Washington, D.C. 20231 )  
Sir: )  
This is a request for filing a )  
Continued Prosecution Application )  
(CPA) under 37 C.F.R. §1.53(d) )  
which is a: )  
(X) Continuation application, )  
( ) Divisional application, )

**RECEIVED**  
**MAY 29 2002**  
**OFFICE OF PETITIONS**

) May 24, 2002

of pending prior nonprovisional application number 08/835,482, filed on  
April 8, 1997, entitled TREATMENT OF PARKINSON'S DISEASE AND RELATED  
DISORDERS BY NOVEL FORMULATIONS OF THE COMBINATION CARBIDOPA-LEVODOPA  
PRODUCT COMPRISING THE SAME

by the following named inventor(s) identified by full name, citizenship,  
residence and post office address, which are the same or fewer than all of  
the inventors named in the prior nonprovisional application (as of today's  
date):

Alan RUBIN - 207 Hitching Post Drive, Wilmington, DE 19803, U.S. - U.S.  
Citizen

05/28/2002 SLUANG1 00000019 061135 08835482

01 FC:231 370.00 CH

The above-identified prior nonprovisional application, in which no payment  
of the issue fee, abandonment of, or termination of proceedings, has  
occurred, is hereby expressly abandoned as of the filing date of this  
request for a continued prosecution application. Please use the file  
jacket and all the contents of the prior nonprovisional application,  
including the specification, drawings, and the oath or declaration, as  
the basic papers for the new continued prosecution application. (Note:  
37 C.F.R. §1.53(b) may be used for applications where the prior application  
is not to be abandoned.)

1. ( ) Because this continued prosecution application is filed by fewer than all of the inventors named in the prior nonprovisional application, please delete from this application the following inventor(s) named in the prior nonprovisional application:  
  
\_\_\_\_\_  
\_\_\_\_\_.
2. ( ) Priority of application number \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. §119.  
  
( ) The certified copy of the priority document has been filed in prior application number \_\_\_\_\_, filed \_\_\_\_\_.  
  
( ) A certified copy of the priority document is enclosed.
3. ( ) An Information Disclosure Statement is enclosed.  
  
( ) A Form PTO-1449 is enclosed.  
  
( ) \_\_\_\_\_ References (copies) listed on the Form PTO-1449 are enclosed.
4. ( ) A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.
5. (X) A Return Receipt Postcard is enclosed (MPEP §503).
6. (X) Small Entity Status (37 C.F.R. §1.28(a)(2)):  
  
( ) A statement of status as small entity is enclosed.  
  
(X) A statement of status as small entity was filed in the prior, nonprovisional application, and small entity status is still proper and desired in this new nonprovisional application.  
  
( ) Status as a small entity is no longer claimed.
7. ( ) Enter the amendment previously filed on \_\_\_\_\_ under 37 C.F.R. §1.116, but unentered, in the prior nonprovisional application.

8. ( ) A preliminary amendment to the prior nonprovisional application (as it existed prior to the filing of this new application) requesting new changes to the prior nonprovisional application is enclosed, and does not introduce new matter into the prior or new application.

9. (X) The filing fee is calculated below:

Fee Calculation under 37 C.F.R. §1.16 For Claims Existing in the Prior Nonprovisional Application, As Amended at 7 and 8 Hereinabove		
(X) Basic Utility Fee	\$740.00	\$740.00
• (X) Independent Claims ____ - 3 = <u>0</u> x \$ 84.00 =		\$0.00
• (X) Total Claims _____ - 20 = <u>0</u> x \$ 18.00 =		\$0.00
• ( ) Fee for Multiply Dependent Claims	\$280.00	\$_____
or		
( ) Basic Design Fee	\$ 310.00	\$_____
Total of above Calculations		\$_____
Reduction by 50% for Filing by Small Entity		\$ 370
Total		\$370.00

10. (X) The Commissioner is hereby authorized to charge any fees which may be required under 37 C.F.R. §§1.16 and 1.17 and are not paid herewith, or credit any overpayment, to Deposit Account Number 06-1135. A duplicate copy of this request is enclosed.

11. (X) Please charge our Deposit Account No. 06-1135, under Order No. 7483/73068, the amount of \$370.00.

12. ( ) The prior nonprovisional application is assigned of record to \_\_\_\_\_.

13. (X) The power of attorney in the prior nonprovisional application has been revoked by the Applicant's Declaration in Support of Petition to Revive, concurrently filed.

( ) \_\_\_\_\_, Reg. No. \_\_\_\_\_,

( ) Customer Number 22242.

14. ( ) A new power of attorney to the undersigned and the attorneys for customer number 22242 was filed herein on \_\_\_\_\_.

15. ( ) Also enclose .

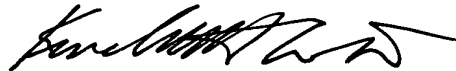
16. (X) Pursuant to the Applicant's above-mentioned Declaration, please address all future communications to:

Kendrew H. Colton  
Fitch, Even, Tabin & Flannery  
1801 K Street, N.W.  
Suite 401L  
Washington, D.C. 20006-1201

It is understood that confidentiality by the applicants under 35 U.S.C. §122 is hereby waived to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. §1.14 to access to, copies of, or information concerning either the prior nonprovisional application, or any continuing application filed under 37 C.F.R. §1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket.

May 24, 2002

(Date)



Kendrew H. Colton

Registration No. 30,368

- (X) Attorney or agent of record  
( ) Inventor(s)  
( ) Assignee  
( ) Filed under §1.34(a)

FITCH, EVEN, TABIN & FLANNERY  
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